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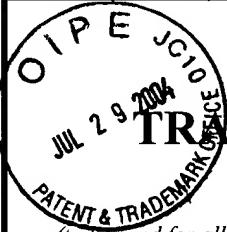
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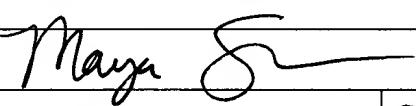
Approved for use through 09/30/2000. OMB 0651-0031

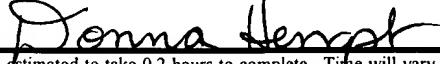
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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		Application Number 09/426,792 Filing Date October 22, 1999 First Named Inventor Dennis T. Mangano Group/Art Unit 1614 Confirmation No. 1783 Examiner Name SPIVACK, Phyllis
Total Number of Pages in This Submission		Attorney Docket Number 27116-701.301

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Response To Restriction Requirement <input type="checkbox"/> After Final <input checked="" type="checkbox"/> Extension of Time Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers <i>(for an Application)</i> <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Declaration For Utility or Design Application <input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input checked="" type="checkbox"/> Power of Attorney and Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Sequence Listing/Diskette <input type="checkbox"/> Request for Refund	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group <i>(Appeal Notice, Brief, Reply Brief)</i> <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Additional Enclosure(s) <i>(please identify below):</i> <div style="border: 1px solid black; height: 40px; width: 100%;"></div>
Remarks <div style="border: 1px solid black; height: 40px; width: 100%;"></div>		
The Commissioner is hereby authorized to charge and credit deposit account 23-1415 (Attorney Docket No. 27116-701.301) for any charge of credit, overpayment, or any additional fees required.		

SIGNATURE OF APPLICANT, ATTORNEY OR AGENT		
Firm or Individual name	Maya Skutabch, Reg. No. 52,505 WILSON SONSINI GOODRICH & ROSATI	
Signature		
Date	July 29, 2004	Customer Number: 021971

CERTIFICATE OF EXPRESS MAIL		
I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated below and addressed to: M/S Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this date: July 29, 2004.		
Typed or printed name	Donna Hengst	
Signature		Date July 29, 2004

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

FEE TRANSMITTAL

for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

JUL 29 2004

 applicant claims small entity status. See 37 CFR 1.122 & TRADEMARK OFFICE

TOTAL AMOUNT OF PAYMENT

(\$1,005.00)

Complete if Known

Application Number	09/426,792
Filing Date	October 22, 1999
First Named Inventor	Dennis T. Mangano
Examiner Name	SPIVACK, Phyllis G.
Art Unit	1651
Attorney Docket No.	27116-701.301

METHOD OF PAYMENT (check all that apply)

 Check Credit card Money Order Other None
 Deposit Account:

Deposit Account Number	23-2415
Deposit Account Name	Wilson Sonsini Goodrich & Rosati

The Director is authorized to: (check all that apply)

 Charge fee(s) indicated below Credit any overpayments
 Charge any additional fee(s) or any underpayment fee(s)
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Fee	Entity Fee	Small Entity Fee	Entity Fee	Fee Description	Fee Paid
Code (\$)	Code (\$)	Code (\$)	Code (\$)	Fee Description	Fee Paid
1001 770	2001 385	2001 385	2001 385	Utility filing fee	
1002 340	2002 170	2002 170	2002 170	Design filing fee	
1003 530	2003 265	2003 265	2003 265	Plant filing fee	
1004 770	2004 385	2004 385	2004 385	Reissue filing fee	
1005 160	2005 80	2005 80	2005 80	Provisional filing fee	
SUBTOTAL (1)		(\$)			

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

	Extra Claims	Fee from below	Fee Paid
Total Claims	-20** =		
Independent Claims	-3** =		
Multiple Dependent			

Large Entity	Small Entity	Fee Description
Fee Code (\$)	Fee Code (\$)	Fee Description
1202 18	2202 9	Claims in excess of 20
1201 86	2201 43	Independent claims in excess of 3
1203 290	2203 145	Multiple dependent claim, if not paid
1204 86	2204 43	**Reissue independent claims over original patent
1205 18	2205 9	**Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) **(\$)**

**or number previously paid, if greater; For Reissues, see below

3. ADDITIONAL FEES

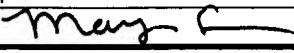
Large Entity	Entity Fee	Small Entity	Entity Fee	Fee Description	Fee Paid
Code (\$)	Code (\$)	Code (\$)	Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	2051 65	2051 65	Surcharge - late filing fee or oath	
1052 50	2052 25	2052 25	2052 25	Surcharge - late provisional filing fee or cover sheet	
1053 130	1053 130	1053 130	1053 130	Non-English specification	
1812 2,520	1812 2,520	1812 2,520	1812 2,520	For filing a request for <i>ex parte</i> reexamination	
1804 920*	1804 920*	1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805 1,840*	1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action	
1251 110	2251 55	2251 55	2251 55	Extension for reply within first month	
1252 420	2252 210	2252 210	2252 210	Extension for reply within second month	
1253 950	2253 475	2253 475	2253 475	Extension for reply within third month	
1254 1,480	2254 740	2254 740	2254 740	Extension for reply within fourth month	
1255 2,010	2255 1,005	2255 1,005	2255 1,005	Extension for reply within fifth month	1,005
1401 330	2401 165	2401 165	2401 165	Notice of Appeal	
1402 330	2402 165	2402 165	2402 165	Filing a brief in support of an appeal	
1403 290	2403 145	2403 145	2403 145	Request for oral hearing	
1451 1,510	1451 1,510	1451 1,510	1451 1,510	Petition to institute a public use proceeding	
1452 110	2452 55	2452 55	2452 55	Petition to revive - unavoidable	
1453 1,330	2453 665	2453 665	2453 665	Petition to revive - unintentional	
1501 1,330	2501 665	2501 665	2501 665	Utility issue fee (or reissue)	
1502 480	2502 240	2502 240	2502 240	Design issue fee	
1503 640	2503 320	2503 320	2503 320	Plant issue fee	
1460 130	1460 130	1460 130	1460 130	Petitions to the Commissioner	
1807 50	1807 50	1807 50	1807 50	Processing fee under 37 CFR 1.17(q)	
1806 180	1806 180	1806 180	1806 180	Submission of Information Disclosure Stmt	
8021 40	8021 40	8021 40	8021 40	Recording each patent assignment per property (times number of properties)	
1809 770	2809 385	2809 385	2809 385	Filing a submission after final rejection (37 CFR 1.129(a))	
1810 770	2810 385	2810 385	2810 385	For each additional invention to be examined (37 CFR 1.129(b))	
1801 770	2801 385	2801 385	2801 385	Request for Continued Examination (RCE)	
1802 900	1802 900	1802 900	1802 900	Request for expedited examination of a design application	
Other fee (specify)					

* Reduced by Basic Filing Fee Paid

SUBTOTAL (3) **\$1,005.00**

SUBMITTED BY

(Complete if applicable)

Name (Print/Type)	Maya Skubatch	Registration No. (Attorney/Agent)	52,505	Telephone	650-493-9300
Signature		Date	July 29, 2004		

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



PATENT
Attorney Docket No.: 27116-701.301

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:) Confirmation No. 2354
Dennis T. Mangano)) Group Art Unit: 1614
Application No.: 09/426,792)) Examiner: SPIVACK, P.G.
Filed: October 22, 1999)) Customer No. 021971
For: Methods For Reducing Mortality And))
Morbidity By Postoperative Administration of A)
Pharmacologic Cardiovascular Agent)

RESPONSE TO RESTRICTION REQUIREMENT

M/S Amendment
Commissioner For Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Introductory Comments:

In response to Restriction Requirement mailed on January 29, 2004, Applicants elect to prosecute the Group I. This response is being submitted on July 29, 2004, the extended due date. The fee of \$1,005.00 (small entity) for five (5) months extension of time is submitted herewith on the attached Form PTO/SB/17.

Applicant reserves the right to pursue the non-elected subject matter in one or more later filed divisional, continuation, or continuation-in-part applications.

09425792

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1005.00 DA
01 FC:2255

Application No. 09/426,792
Restriction Reply date July 29, 2004
Reply to Office Action of January 29, 2004

Applicant believes that the claims of the instant application meet all of the conditions for patentability and are in condition of allowance. Accordingly, an early indication of the same is respectfully requested.

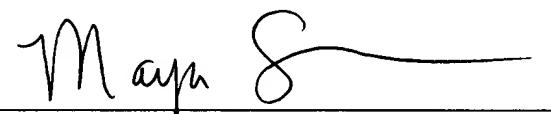
The Commissioner is hereby authorized to charge any additional fees that may be required, or credit any overpayment to Deposit Account No. 23-2415 (Attorney Docket No. 27116-701.301).

Respectfully submitted,

WILSON SONSINI GOODRICH & ROSATI

Date: July 29, 2004

By:



Maya Skubatch, Reg. No. 52,505

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Palo Alto, CA 94304
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Customer No. 021971